IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 1272 of 1993

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

DILIPKUMAR S CHAVDA

Versus

STATE OF GUJ

Appearance:

MR FB BRAHMBHATT for Petitioner

MR VM PANCHOLI, APP for Respondent No. 1

NOTICE SERVED for Respondent No. 2, 3, 4

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 15/12/2000

ORAL JUDGEMENT

Shri V.M. Pancholi, learned APP states that the investigation was carried out by PI Shri Pargi of CID

(Crime) and on completion of investigation, final report was filed in the Court of JMFC, Anand under Section 169 of the CrPC praying for C-summary. The learned APP also produces a copy of the letter addressed by the learned Magistrate to PSI, Khambolaj Police Station stating that on 06.12.2000, notice was issued to the complainant and the matter is still pending. In the circumstances, nothing further remains to be done in the present petition. The learned Magistrate before whom the report is pending is directed to dispose of the matter pending before him as expeditiously as possible preferably within two months of the receipt of this order after giving an opportunity of hearing to the petitioner who is the original complainant. It will be open to the petitioner to take further proceedings in accordance with law after the learned Magistrate passes the order on the final report. In the circumstances, the present petition does not survive and is accordingly disposed of. Rule discharged. D.S. permitted.

hki